



WDN/AAR:iar 04/28/03 4239-60896 179276

PATENT
Attorney Reference Number 4239-60896

1631

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wilkes et al.

Art Unit: 1631

Application No. 09/975,530

CERTIFICATE OF MAILING

Filed: October 10, 2001

For: MICROBIAL IDENTIFICATION
DATABASES

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on April 28, 2003 as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

Examiner: C. Dune Ly

William D. Noonan

Date: April 28, 2003

William D. Noonan, M.D.
Attorney for Applicant

TRANSMITTAL LETTER

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Enclosed is an Amendment for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	32	- 66*	= 0	\$18.00	\$ 0.00
Indep. Claims	3	- 7**	= 0	\$84.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$280.00	
One-month Extension of Time				\$110.00	\$110.00
Two-month Extension of Time				\$410.00	
Three-month Extension of Time				\$930.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$110.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By William D Noonan
William D. Noonan, M.D.
Registration No. 30,878

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#7/A
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WASHINGTON, D.C. 20231

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AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

This responds to the Office action dated February 27, 2003. A one-month period for response was set, making an answer due by March 27, 2003. A request for a one-month extension of time is submitted herewith, making an answer due by April 28, 2003. Applicants request reconsideration of the restriction requirement in view of the following amendments and remarks.

In the Claims

Please delete claims 1-19 and 48-66 without prejudice.

Please add the following new claims 67-70.

--67. (New) The method of claim 20 where the first and second sets of environmental factors comprise different growth media.

a' 68. (New) The method of claim 20 where the first and second sets of environmental factors comprise two batches of the same type of growth media.